

PROOF

STATE OF IOWA

Senate Journal

MONDAY, FEBRUARY 27, 2006

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE SENATE

FIFTIETH CALENDAR DAY
TWENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 27, 2006

The Senate met in regular session at 1:05 p.m., President Lamberti presiding.

Prayer was offered by Jane Shepherd, pastor of the Gowrie United Methodist Church in Gowrie, Iowa. She was the guest of Senator Beall.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Hannah Olson.

The Journal of Thursday, February 23, 2006, was approved.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:12 p.m. until 8:30 a.m., Tuesday, February 28, 2006.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Bill Bruce, Perry—For achieving the rank of Eagle Scout, Boy Scout Troop 127. Senator Behn (2/27/06).

Bryan L. Collins, Bettendorf—For receiving the Arrow of Light, Cub Scout Pack 54. Senator Tinsman (2/27/06).

Justin L. Nelson, Bettendorf—For receiving the Arrow of Light, Cub Scout Pack 54. Senator Tinsman (2/27/06).

Kristoffer M. Poole, Bettendorf—For receiving the Arrow of Light, Cub Scout Pack 54. Senator Tinsman (2/27/06).

Bobby J. Steinke, Bettendorf—For receiving the Arrow of Light, Cub Scout Pack 54. Senator Tinsman (2/27/06).

Timmy Truman, Bettendorf—For receiving the Arrow of Light, Cub Scout Pack 54. Senator Tinsman (2/27/06).

Alexander B. Von Gries, Bettendorf—For receiving the Arrow of Light, Cub Scout Pack 54. Senator Tinsman (2/27/06).

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: February 27, 2006, 2:20 p.m.

Members Present: Connolly and McKinley, Co-chairs; Beall, Boettger, Brunkhorst, Dvorsky, Kreiman, Mulder, Quirmbach, Schoenjahn, Ward, and Wood.

Members Absent: Angelo and Larson (both excused).

Committee Business: Discussion of bills.

Recessed: 2:25 p.m.

Reconvened: 3:15 p.m.

Adjourned: 3:20 p.m.

TRANSPORTATION

Convened: February 27, 2006, 3:35 p.m.

Members Present: McCoy and Putney, Co-chairs; Beall, Danielson, Dearden, Fraise, Hahn, Kettering, Shull, Ward, Warnstadt, and Zieman.

Members Absent: None.

Committee Business: Passed [SF 2159](#) and approved [SSB 1100](#).

Adjourned: 3:45 p.m.

INTRODUCTION OF RESOLUTIONS

[Senate Resolution 117](#), by Gaskill and Beall, a resolution to designate the month of June 2006 as Prostate Cancer Awareness Month and to encourage all health benefit plan providers to include annual screening for prostate cancer as part of their coverage.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

[Senate Resolution 118](#), by Boettger, a resolution requesting that the legislative council conduct a study of the feasibility of implementing cooperative public and private development projects around public and private lakes in the state.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

[Senate File 2275](#), by committee on Commerce, a bill for an act relating to debt cancellation coverage offered by banks and credit unions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2276](#), by committee on Commerce, a bill for an act relating to the maximum finance charge allowed for consumer loans secured by a certificate of title to a motor vehicle and making penalties applicable.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 2277](#), by Lundby, a bill for an act relating to judicial review in city development proceedings.

Read first time under Rule 28 and referred to committee on **Local Government**.

[Senate File 2278](#), by Dotzler, a bill for an act relating to the review criteria for applications under the community attraction and tourism program and the cultural and entertainment district certification program.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

[Senate File 2279](#), by Miller, a bill for an act relating to trespass by hunters and making a penalty applicable.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2280](#), by Warnstadt, a bill for an act relating to using a motor vehicle to transport an illegal nonresident alien, and providing a penalty.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 2281](#), by Warnstadt, a bill for an act providing for the use of state park and recreation area facilities by military family support groups free of charge.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 2282](#), by Warnstadt, a bill for an act relating to the issuance of identity theft passports by the attorney general.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 2283, by Dotzler, a bill for an act creating a film promotion program and fund, providing tax credits and exemptions, and including effective and retroactive applicability dates.

Read first time under Rule 28 and referred to committee on **Economic Growth**.

Senate File 2284, by McKibben, a bill for an act relating to the sale of certain farmland by Iowa state university of science and technology to the department of natural resources and providing for the appropriation and use of proceeds from the sale.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 3221 **State Government**

Relating to fees retained by county treasurers for the issuance of driver's licenses and nonoperator's identification cards.

SSB 3222 **Business and Labor Relations**

Concerning the offset of workers' compensation benefits under the peace officers' retirement, accident, and disability retirement system and providing an effective date.

SSB 3223 **Economic Growth**

Relating to the time period for enterprise zone certification and providing effective and retroactive applicability dates.

SSB 3224 **State Government**

Restricting fundraising activities by specified professional associations under certain circumstances, and providing for fundraising activity oversight by the department of public safety.

SSB 3225 Agriculture

Providing for the regulation of motor fuel and for the use and promotion of renewable fuel, including by providing for taxes and appropriations, and providing for penalties.

SSB 3226 State Government

Concerning the membership on the racing and gaming commission.

SSB 3227 Judiciary

Relating to the review or redissemination of data or information about the commission of a crime.

SSB 3228 Agriculture

Relating to motor fuel, by establishing standards for renewable fuel including biodiesel and biodiesel blended fuel, providing for terminology changes, and providing for penalties.

SSB 3229 Natural Resources and Environment

Providing for energy performance-based contracts for certain public entities and public educational facilities.

SSB 3230 Natural Resources and Environment

Relating to the renewable energy tax credit including providing for refuse conversion facilities and the maintenance of a waiting list by the Iowa utilities board, and requiring a transmission study.

SSB 3231 Natural Resources and Environment

An act relating to combustion of solid waste with energy recovery.

SSB 3232 Natural Resources and Environment

Relating to the collection and deposit in the general fund of the state of certain fees and civil penalties collected by the department of natural resources.

SSB 3233 Natural Resources and Environment

Providing that the sale, lease, rental, or advertisement of certain microbiological water purifiers is not regulated under certain consumer fraud provisions relating to water treatment systems.

SUBCOMMITTEE ASSIGNMENTS**Senate File 2244**

(Reassignment)

STATE GOVERNMENT: Danielson and Kettering, Co-chairs; Brunkhorst and Wood

Senate File 2257

NATURAL RESOURCES AND ENVIRONMENT: Dearden and Gaskill, Co-chairs; Black and Putney

Senate File 2274

JUDICIARY: Kreiman and McKibben, Co-chairs; Dvorsky and Larson

House File 2171

NATURAL RESOURCES AND ENVIRONMENT: Dearden and Gaskill, Co-chairs; Black and Putney

SSB 3221

STATE GOVERNMENT: Kettering and Kibbie, Co-chairs; Hatch and Zieman

SSB 3222

BUSINESS AND LABOR RELATIONS: Horn and McKibben, Co-chairs; Behn and Seng

SSB 3223

ECONOMIC GROWTH: Brunkhorst and Hatch, Co-chairs

SSB 3224

STATE GOVERNMENT: Hancock and Ward, Co-chairs; Danielson and Wieck

[SSB 3225](#)

AGRICULTURE: Fraise and Johnson, Co-chairs; Gaskill, Hahn, Hancock, and Kibbie

[SSB 3226](#)

STATE GOVERNMENT: Kibbie and Zieman, Co-chairs; Black and Miller

[SSB 3227](#)

JUDICIARY: Larson and Quirmbach, Co-chairs; Hancock and Ward

[SSB 3228](#)

AGRICULTURE: Johnson and Kibbie, Co-chairs; Gaskill and Ragan

[SSB 3229](#)

NATURAL RESOURCES AND ENVIRONMENT: Bolcom and Lundby, Co-chairs; Hancock and Kettering

[SSB 3230](#)

NATURAL RESOURCES AND ENVIRONMENT: Kettering and Schoenjahn, Co-chairs; Gaskill and Seng

[SSB 3231](#)

NATURAL RESOURCES AND ENVIRONMENT: Kettering and Schoenjahn, Co-chairs; Gaskill and Seng

[SSB 3232](#)

NATURAL RESOURCES AND ENVIRONMENT: Black and Kettering, Co-chairs; Johnson and Wood

[SSB 3233](#)

NATURAL RESOURCES AND ENVIRONMENT: Black and Johnson, Co-chairs; Putney and Schoenjahn

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *[SENATE FILE 2275 \(SSB 3175\)](#), a bill for an act relating to debt cancellation coverage offered by banks and credit unions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Behn, Warnstadt, Beall, Bolkcom, Courtney, Gronstal, McCoy, McKinley, Rielly, Stewart, Zaun, and Zieman. Nays, none. Absent, 4: Angelo, Kettering, Larson, and Wieck.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Commerce Committee on [Senate File 2275](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 2276](#) (formerly [SF 217](#)), a bill for an act relating to the maximum finance charge allowed for consumer loans secured by a certificate of title to a motor vehicle and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Warnstadt, Beall, Bolkcom, Courtney, Gronstal, McCoy, Rielly, Stewart, and Zaun. Nays, 3: Behn, McKinley, and Zieman. Absent, 4: Angelo, Kettering, Larson, and Wieck.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENT FILED

[S-5015](#) [S.F. 2251](#) Nancy J. Boettger